



3636

ATTORNEY DOCKET NO.: 044321-0247

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
David M. BAPST )  
Application No.: 09/422,067 ) Group Art Unit: 3636  
Filed: October 21, 1999 ) Examiner: R. White  
For: STAY IN VIEW CAR SEAT )  
)

Commissioner for Patents  
Washington, D.C. 20231

**AMENDMENT TRANSMITTAL**

Sir:

1. Transmitted herewith is an Amendment responding to the non-final Office Action dated January 18, 2001, (Paper no. 6), the period for reply to which extends to April 18, 2001.
2. Additional papers enclosed:
  - Request for Approval of Drawing Changes
  - Drawings:  Formal  Informal (Correction) \_\_\_ sheet(s)
  - Change of Correspondence Address and Attorney Docket Number
  - Information Disclosure Statement
  - Form PTO-1449, \_\_\_ references included
  - Citations
  - Other

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3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- Applicant(s) believe(s) that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.
- Applicant(s) petition(s) for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

Total Months <u>Requested</u>	Fee for <u>Extension</u>	[Fee for Small Entity]
[ ] one month	\$ 110.00	\$ 55.00
[ ] two months	\$ 390.00	\$195.00
[ ] three months	\$ 890.00	\$445.00
[ ] four months	\$1,390.00	\$695.00

Extension of time fee due with this request: \$0.00

If an additional extension of time is required, please consider this a Petition therefor.

- An extension for \_\_ months has already been secured and the fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

[x] **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	20	minus	20	-0-	x \$18 each=	+ \$ 0.00
Independent Claims (37 C.F.R. §1.16(b))	4	minus	4	-0-	x \$80 each=	+ \$ 0.00
[ ] First presentation of Multiple dependent claim(s)					\$270.00	+ \$
SUB-TOTAL =						<b>\$ 0.00</b>
Reduction by $\frac{1}{2}$ for filing by a small entity						<b>- \$ 0.00</b>
TOTAL FEE =						<b>\$ 0.00</b>

6. Fee Payment

No fee is to be paid at this time.

Authorization is given to charge Deposit Account No. 50-0310 in the amount of  
\$ \_\_\_\_\_ for \_\_\_\_\_. The Commissioner is hereby authorized to charge any  
additional extension of time fee or additional fee for claims due to Deposit  
Account No. 50-0310.

The Commissioner is hereby authorized to charge any additional fees which may  
be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any  
overpayment to Deposit Account 50-0310.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Dated: February 23, 2001

By:   
Philip J. Hoffmann  
Reg. No. 46,340

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